

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Appeal (DB) No. 1352 of 2025

Sanjay Yadav @ Sanjay Kumar ... **Appellant**
Versus
 The State of Jharkhand ... **Respondent**

**CORAM : HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY
HON'BLE MR. JUSTICE ARUN KUMAR RAI**

For the Appellant :Mr. R.S. Mazumdar, Sr. Advocate
(Through V.C.)
For the Res.-State :Ms. Nehala Sharmin, Spl.P.P.

04/15.07.2026 I.A. No. 1846 of 2026

Heard Mr. R.S. Mazumdar, learned Senior Counsel for the appellant and learned Spl.P.P. for the State.

This interlocutory application has been preferred by the appellant for grant of bail during the pendency of the appeal.

The appellant has been convicted for the offences under Sections 302/120B/34 of I.P.C. and has been sentenced to undergo imprisonment for life along with a fine of Rs. 25,000/-.

It has been alleged that the husband of the informant was murdered and suspicion was levelled against the appellant and the other co-accused persons, as they had earlier quarrelled with the husband of the informant.

It has been submitted by learned Senior Counsel for the appellant that, admittedly, there are no eye witnesses to the incident and only on the basis of certain circumstantial evidence the appellant has been convicted. Learned Senior Counsel submits that the prosecution has based its case on the recovery of the

blood-stained *danda* and stone on the confessional statement of the appellant, but it appears that on 13.04.2023 the initial confession was given by co-convict, namely, Umesh Yadav, at 1:30 P.M., which was followed by the confessional statement of the present appellant on the same day at 2:45 P.M.

Learned Senior Counsel submits that, pursuant to the confessional statement of co-convict, namely, Umesh Yadav, the Investigating Officer was aware of the presence of the blood-stained *danda* and stone and, therefore, the subsequent confessional statement given by the appellant would be of no consequence.

It has further been submitted that the prosecution has relied upon the constant quarrel which the appellant was having with the deceased, on account of the deceased's frequent visits to the shop of the appellant and disturbance was being caused to the appellant in his illicit relationship with other women. So far as the broken hockey stick is concerned, on which "*I am Dabang Ahir*" was written, the prosecution has also failed to ascertain whether the same actually belonged to the appellant or not.

Learned Spl.P.P. has opposed the prayer for bail of the appellant.

Regard being had to the fact that there is only circumstantial evidence so far as the appellant is concerned, and that the confessional statement of the appellant was recorded after the confessional statement of Umesh Yadav, which had led to the recovery of the blood-stained stone and blood-stained *danda*, we are

inclined to admit the appellant on bail during the pendency of this appeal. Accordingly, the appellant is directed to be released on bail on furnishing a bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each, to the satisfaction of the learned Additional Sessions Judge- IX, Palamau at Daltonganj in S.T. Case No. 532 of 2023 arising out of Hariharganj P.S. Case No. 48 of 2023 corresponding to G.R. Case No. 1242 of 2023.

I.A. No. 1846 of 2026 stands disposed of.

(Rongon Mukhopadhyay, J.)

(Arun Kumar Rai, J.)

15.07.2026
Umesh-Abhishek/-